

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION**

#### **JUDICIARY**

**Call to Order:** By **CHAIRMAN ROBERT C CLARK**, on January 12, 1999  
at 8:00 A.M., in Room 312 - 1 Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Robert C Clark, Chairman (R)  
Rep. Dan McGee, Vice Chairman (R)  
Rep. Diana Wyatt, Vice Chairman (D)  
Rep. Chris Ahner (R)  
Rep. Shiell Anderson (R)  
Rep. Paul Clark (D)  
Rep. Aubyn A Curtiss (R)  
Rep. Bill Eggers (D)  
Rep. Tom Facey (D)  
Rep. Steven Gallus (D)  
Rep. Gail Gutsche (D)  
Rep. Joan Hurdle (D)  
Rep. Rick Jore (R)  
Rep. Brad Molnar (R)  
Rep. Mark Noennig (R)  
Rep. Jim Shockley (R)  
Rep. Loren Soft (R)  
Rep. Carol Williams (D)  
Rep. Cindy Younkin (R)

**Members Excused:** None.

**Members Absent:** Rep. Sam Kitzenberg (R)

**Staff Present:** John MacMaster, Legislative Services Division  
Pam Schindler, Committee Secretary

**Please Note:** These are summary minutes. Testimony and  
discussion are paraphrased and condensed.

**Committee Business Summary:**

Hearing Date: 1/12/99HB 104, HB 115, HB116, HB180  
Date Posted: 1/6/99  
Executive Action: none taken

**Chairman Robert Clark** called committee to order at 8:00 a.m.  
Reiterated information about hand-outs, testifying and  
procedures.

**{Tape : 1; Side : A; Approx. Time Counter : 0 - 44}**

**HEARING ON HB 104**

**Sponsor:**

**Rep. Hagener** opened HB 104.

**{Tape : 1; Side : A; Approx. Time Counter : 44 - 58}**

**Rep. Eggers** moved to postpone; Aye-19, Nay-0, 1-Absent

**{Tape : 1; Side : A; Approx. Time Counter : 58 - 68}**

**Proponents:**

None

**Opponents:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

None

**Closing by Sponsor:**

None

**HEARING ON HB 115**

**Sponsor:**

**Rep. McGee** stated that the following hand-out would explain bill.

**{Tape : 1; Side : A; Approx. Time Counter : 68 - 128}**

**EXHIBIT (juh08a0**

**1)**

**Proponents:**

**Rick Day**, Director of Montana Dept. of Corrections

**{Tape : 1; Side : A; Approx. Time Counter : 128 - 245}**

**EXHIBIT (juh08a0**

**2)**

**EXHIBIT (juh08a0**

**3)**

**Mike Ferriter**, Director of Community Corrections Division,  
Montana Dept. of Corrections

*{Tape : 1; Side : A; Approx. Time Counter : 245 - 387}*

**EXHIBIT** (juh08a0

4)

**EXHIBIT** (juh08a0

5)

**EXHIBIT** (juh08a0

6)

**Mary Fay**, Bureau Chief, Parole and Probation Officers, Montana  
Dept. of Corrections

*{Tape : 1; Side : A; Approx. Time Counter : 387 - 502}*

**EXHIBIT** (juh08a0

7)

*{Tape : 1; Side : B; Approx. Time Counter : 0 - 10}*

**Sen. Christiaens**, Senator from Great Falls, Montana

*{Tape : 1; Side : B; Approx. Time Counter : 10 - 46}*

**EXHIBIT** (juh08a1

0)

(exhibit handed in after meeting)

**Opponents:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

*{Tape : 1; Side : B; Approx. Time Counter : 46 - 550}*

*{Tape : 2; Side : A; Approx. Time Counter : 0 - 550}*

*{Tape : 2; Side : B; Approx. Time Counter : 0 - 11}*

**Closing by Sponsor:**

**Rep. McGee** made the closing statement.

*{Tape : 2; Side : B; Approx. Time Counter : 11 - 103}*

**HEARING ON HB 116**

**Sponsor:**

**Rep. McGee** opened HB 116.

*{Tape : 2; Side : B; Approx. Time Counter : 103 - 200}*

**EXHIBIT** (juh08a0

8)

**Proponents:**

**Candace Payne**, Rimrock Foundation

*{Tape : 2; Side : B; Approx. Time Counter : 200 - 245}*

**EXHIBIT** (juh08a0

9)

**Mona Jamison**, Montana Addiction Service Providers

*{Tape : 2; Side : B; Approx. Time Counter : 245 - 306}*

**Senator Christaiens**, Senator from Great Falls, Montana

*{Tape : 2; Side : B; Approx. Time Counter : 306 - 373}*

**Opponents:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

*{Tape : 2; Side : B; Approx. Time Counter : 373 - 500}*

*{Tape : 3; Side : A; Approx. Time Counter : 0 - 88}*

**Closing by Sponsor:**

**Rep. McGee** made closing remarks.

*{Tape : 3; Side : A; Approx. Time Counter : 88 - 107}*

**HEARING ON HB 180**

**Sponsor:**

**Rep. Soft** made opening statements HB 180.

*{Tape : 3; Side : A; Approx. Time Counter : 107 - 238}*

**Proponents:**

**Chuck Hunter**, Montana Dept. of Public Health and Human Services

*{Tape : 3; Side : A; Approx. Time Counter : 238 - 435}*

**EXHIBIT** (juh08a1

1)

**EXHIBIT** (juh08a1

2)

**EXHIBIT** (juh08a1

3)

**EXHIBIT** (juh08a1

4)

**EXHIBIT(juh08a1**

7)

(this exhibit was handed in out of order)

**Fred Fiske, self**

**{Tape : 3; Side : A; Approx. Time Counter : 435 - 550}**

**Stan Spottedwolf, Blackfoot Family Services**

**{Tape : 3; Side : B; Approx. Time Counter : 0 - 63}**

**Carly Waterman, self**

**{Tape : 3; Side : B; Approx. Time Counter : 63 - 98}**

**Laurie Koutnik, Christian Coalition of Montana**

**EXHIBIT(juh08a1**

5)

**{Tape : 3; Side : B; Approx. Time Counter : 98 - 136}**

**John Wilkinson, Intermountain Children's Home**

**{Tape : 3; Side : B; Approx. Time Counter : 136 - 228}**

**Sherry Meador, Supreme Court Assessment Program**

**{Tape : 3; Side : B; Approx. Time Counter : 228 - 241}**

**Sandy Oitzinger, Montana Juvenile Probations Officers Association**

**{Tape : 3; Side : B; Approx. Time Counter : 241 - 251}**

**Ardis Kay Loberg, Montana State Foster Adoptive Parents  
Association**

**{Tape : 3; Side : B; Approx. Time Counter : 251 - 269}**

**Opponents:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

**{Tape : 3; Side : B; Approx. Time Counter : 269 - 550}**

**{Tape : 4; Side : A; Approx. Time Counter : 0 - 96}**

**Closing by Sponsor:**

**Rep. Soft** made closing remarks.

**EXHIBIT(juh08a1**

6)

**{Tape : 4; Side : A; Approx. Time Counter : 96 - 197}**

**Chairman Clark** gave information to committee members regarding security measures and emergency measures to be taken when necessary.

*{Tape : 4; Side : A; Approx. Time Counter : 197 - 270}*

**Rep. Anderson** moved to adjourn meeting; motion carried unanimously.

Adjournment: 11:29 A.M.

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REP. ROBERT C CLARK, Chairman

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PAM SCHINDLER, Secretary

RC/PS

**EXHIBIT** (juh08aad)